

CHAPTER 1166**RECYCLING AND ENVIRONMENTAL MANAGEMENT — CERTIFICATION***H.F. 2496*

AN ACT relating to recycling initiatives.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. GREEN CERTIFICATION PROGRAM AND GREEN ADVISORY COMMITTEE — PURPOSE.

1. The purpose for the creation of the green advisory committee and the green certification program pursuant to this Act is to enhance efforts to promote environmental stewardship by encouraging responsible environmental management and recycling.

2. The general assembly finds and declares all of the following:

a. The green advisory committee is urged to further the policy of responsible environmental management by encouraging recycling projects that operate in an innovative, cost-effective, technologically advanced, and environmentally sensitive manner.

b. The concept of environmental stewardship embraces every aspect of the environmental footprint left by the creation and use of disposable goods and every effort should be made to recycle and reuse such goods in an environmentally responsible way.

c. Managing recycling can help to mitigate the climate change impacts by reducing the amount of greenhouse gases released into the atmosphere and improving water quality.

d. The goal of managing resources in a sustainable manner is to increase the benefits to communities and society for the present and for the future.

Sec. 2. NEW SECTION. 455D.51 Green advisory committee.

1. a. A green advisory committee is established. The department shall provide staffing for the advisory committee. The advisory committee shall do all of the following:

(1) By January 1, 2011, submit a report to the general assembly which shall include recommendations for creating, administering, funding, and periodically reviewing a green certification program as provided for in a report submitted by the comprehensive recycling planning task force pursuant to 2008 Iowa Acts, chapter 1109, section 11, as amended by 2009 Iowa Acts, chapter 149, sections 1 through 3. As used in this section, “green certification” means certification granted to a business that meets certain minimum requirements or standards in waste reduction, reuse, and recycling.

(2) Make recommendations to the department for the development and implementation of a recycling vendor and resource green list to be available statewide.

(3) Make recommendations to the department for the development and implementation of an ongoing, statewide communication and outreach educational resource program for all sectors of recycling. The program shall educate consumers regarding currently available programs, promote the usage of recycling programs and initiatives, and educate and market programs in development. The communication and outreach educational program may include a recycling internet site that serves as the central recycling resource.

b. The advisory committee shall consist of the following voting members:

(1) Four members nominated by the Iowa recycling association. One member shall have expertise in the recycling of paper and cardboard, one member shall have expertise in the recycling of plastic and glass, one member shall have expertise in the recycling of metals that are not located in or that are not from a scrapyard, and one member with expertise in the collection, recycling, and reprocessing of waste tires.

(2) One member nominated by the Iowa society of solid waste operations.

(3) Three members nominated by the Iowa society of solid waste operations representing solid waste planning areas of various sizes and from various locations across the state.

(4) One member nominated by the Iowa league of cities.

(5) One member nominated by the solid waste association of north America representing private solid waste disposal entities. The member shall have expertise in the hauling of solid waste.

(6) One member nominated by a national solid waste management association representing private solid waste disposal entities with expertise in the hauling of solid waste.

(7) The director of the department of natural resources, or the director's designee.

(8) One member nominated by the Iowa environmental council.

(9) One member nominated by the league of women voters of Iowa.

(10) One member nominated by the Iowa wholesale beer distributors association.

(11) One member nominated by the Iowa beverage association representing juice and soft drink distributors.

(12) One member nominated by the Iowa bottle bill coalition representing independent redemption centers.

(13) One member nominated by the Iowa state association of counties.

(14) One member nominated by the Iowa farm bureau federation.

(15) One member nominated by the Iowa association of business and industry.

(16) One member nominated by the home builders association of Iowa.

(17) The director of the alcoholic beverages division of the department of commerce, or the director's designee.

(18) One member nominated by keep Iowa beautiful.

(19) One member nominated by the Iowa grocery industry association.

(20) One member nominated by the Iowa dairy foods association.

(21) One member nominated by the petroleum marketers and convenience stores of Iowa.

(22) One member nominated by the Iowa retail federation.

(23) One member nominated by the Iowa wine growers association.

(24) The director of transportation, or the director's designee.

(25) One member nominated by the Iowa division of the Izaak Walton league.

(26) One member nominated by the American chemistry council.

(27) One member nominated by the Iowa chapter of the sierra club.

(28) One member representing the brewer industry who is a member of the beer institute and who sells beer in Iowa and surrounding states.

(29) The director of the center for energy and environmental education at the university of northern Iowa.

(30) The director of the recycling and reuse technology transfer center at the university of northern Iowa.

c. The voting members shall be appointed by the governor in compliance with the requirements of sections 69.16, 69.16A, and 69.19. The terms of the members appointed by the governor shall be staggered at the discretion of the governor.

d. The advisory committee shall annually elect a chairperson. A majority of the members of the advisory committee shall constitute a quorum.

2. The department shall collaborate with the green advisory committee and other organizations in pursuing the recommendations made by the committee pursuant to this section. The department may contract with a not-for-profit third-party vendor to perform the requirements of this section and may use moneys in the solid waste account of the groundwater protection fund which has been allocated to fund alternatives to landfills pursuant to section 455E.11, subsection 2, paragraph "a".

3. The department shall convene meetings as necessary to develop recommendations for the establishment of measures sufficient to provide stewardship of waste tires as well as to promote the recycling and reuse of such tires.

4. This section is repealed January 1, 2012.

Approved April 23, 2010

CHAPTER 1167**PUBLIC RETIREMENT SYSTEMS CHANGES***H.F. 2518*

AN ACT concerning public retirement systems, including the public safety peace officers' retirement, accident, and disability system, the Iowa public employees' retirement system, and the statewide fire and police retirement system, making appropriations, and including effective date and retroactive applicability provisions.

Be It Enacted by the General Assembly of the State of Iowa:

DIVISION I**PUBLIC SAFETY PEACE OFFICERS' RETIREMENT,
ACCIDENT, AND DISABILITY SYSTEM**

Section 1. Section 80.8, Code 2009, is amended by adding the following new subsection: NEW SUBSECTION. 4. Should a peace officer become incapacitated for duty as a natural and proximate result of an injury, disease, or exposure incurred or aggravated while in the actual performance of duty at some definite time or place, the peace officer shall, upon being found to be temporarily incapacitated following an examination by a workers' compensation physician or other approved physician be entitled to receive the peace officer's fixed pay and allowances, without using the peace officer's sick leave, until reexamined by a workers' compensation physician or other approved physician or examined by the medical board provided for in section 97A.5, and found to be fully recovered or permanently disabled. In addition, a peace officer found to be temporarily incapacitated under this subsection shall be credited with any sick leave used prior to the determination that the peace officer was temporarily incapacitated under this subsection for the period of time sick leave was used. For purposes of this subsection, disease shall mean as described in section 97A.6, subsection 5.

Sec. 2. Section 97A.1, subsection 6, Code 2009, is amended to read as follows:

6. "Child" means only the surviving issue of a deceased active or retired member, or a child legally adopted by a deceased member prior to the member's retirement. "Child" includes only an individual who is under the age of eighteen years, an individual who is under the age of twenty-two and is a full-time student, or an individual who is disabled under the definitions used in section 402 202 of the Social Security Act as amended if the disability occurred to the individual during the time the individual was under the age of eighteen years and the parent of the individual was an active member of the system.

Sec. 3. Section 97A.6, subsection 2, paragraph e, subparagraph (6), Code 2009, is amended to read as follows:

(6) For a member who terminates service, other than by death ~~or disability~~, on or after July 1, 2000, and who does not withdraw the member's contributions pursuant to section 97A.16, upon the member's retirement there shall be added two and three-fourths percent of the member's average final compensation for each year of service over twenty-two years. However, this subparagraph does not apply to more than ten additional years of service.

Sec. 4. Section 97A.6, subsection 5, paragraph b, Code 2009, is amended by striking the paragraph.

Sec. 5. Section 97A.6, subsection 7, paragraph a, subparagraph (2), Code 2009, is amended to read as follows:

(2) A beneficiary retired under the provisions of this paragraph in order to be eligible for continued receipt of retirement benefits shall no later than May 15 of each year submit to the board of trustees a copy of the beneficiary's state federal individual income tax return for the preceding year. The beneficiary shall also submit, within sixty days, any documentation requested by the system that is determined to be necessary by the system to determine the beneficiary's gross wages.